

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re Application of:**

Svoboda et al.

**Serial No.:** 09/775,170

**Filed:** February 1, 2001

**For:** SYSTEMS AND METHODS FOR  
EMPLOYING OPPORTUNISTIC DATA  
TRANSFER TO CREATE A  
DYNAMICALLY MOBILE DATA  
COMMUNICATION SYSTEM

**Confirmation No.:** 7280

**Examiner:** K. Tang

**Group Art Unit:** 2151

**Attorney Docket No.:** LIT-PI-480

**STATEMENT OF SUBSTANCE OF INTERVIEW**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The following statement of substance of interview is filed in response to the Examiner's remarks in the Interview Summary mailed April 18, 2007, the one-month shortened statutory period for response to which expires on May 18, 2007. An amendment to the Final Office Action mailed on February 26, 2007 was filed on April 16, 2007 in response to the interview conducted on April 11, 2007.

On April 11, 2007, Applicants' counsel, Jeff Michelsen (Reg. 50,978), sent a FAX to Examiner Karen Tang with proposed claim amendments. The intent of the FAX was to determine if progress could be made toward overcoming the cited references if the proposed amendments were entered.

On April 11, 2007, the Applicants' counsel Jeff Michelsen (Reg. No. 50,978) had a telephonic interview with Examiner Tang. During the interview, proposed claim amendments were discussed. In particular, Mr. Michelsen and Examiner Tang discussed the proposed claim amendments that were faxed to Examiner Tang earlier that day. Examiner Tang indicated that the amendments were a substantial improvement to the previous claims and that that the amendments might overcome the cited references. However, Examiner Tang indicated that the claims would have to be submitted in a formal written response. The Applicants submitted the response on April 16, 2007.

Respectfully submitted,

/Eric M. Barzee/

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Date: 26 April 2007